

Unfiltered Orange |

Weekly eDiscovery News Update – June 22, 2011

Compiled by Orange Legal Technologies (<http://www.orangelt.com>) from online public domain resources, *Unfiltered Orange* is a weekly newsletter designed to inform and educate legal professionals on key stories, developments, and announcements in the electronic discovery field. For up to the minute news updates, visit <http://www.twitter.com/OrangeLT>.



eDiscovery News

Content and Considerations

- 4th Circuit Rules Computer Oversight Not 'Excusable Neglect' – <http://t.co/ISZjFNI> (Francis Lawall, James Carnigan)
- Avoiding an Electronic Discovery Disaster with Litigation Holds – <http://tinyurl.com/3wjrcp8> (Reed Smith)
- Company Monitors Facebook Writings for Pre-Employment Screening Program - <http://tinyurl.com/3gz8ft5> (Jason Boog)
- Court Orders Monetary Sanctions Against Client and Counsel for Discovery Violations - <http://tinyurl.com/3zqf3k9> (K&L Gates)
- Do You Want A Return Receipt With That? <http://tinyurl.com/3kqaxhz> (Edward Piasecki)
- eDiscovery Malpractice – Probably More Widespread Than Most People Think - <http://tinyurl.com/4ywjbp5> (Dennis Kiker)
- Electronic Discovery of Social Networking Sites – <http://tinyurl.com/3jva2u2> (Joseph Cucco)
- Email Scandals That Should Make Us Think Twice – <http://t.co/cQdTh8S> (Jeff Orloff)
- Facebook New Messages & Digital Evidence: Looking on the Bright Side - <http://tinyurl.com/3ospqyj> (Owen O'Connor)
- Foreign Language eDiscovery – An Introduction – <http://t.co/PDy99tP> (Chris Wilen)
- German Evidence Shows No Justification for Data Retention – <http://tinyurl.com/6kqvzpx> (Karlin Lillington)
- Implementing Social Media in Finance – Carefully – <http://tinyurl.com/3s59rtp> (Tom Groenfeldt)
- In Big eDiscovery Malpractice Case, Role of Contract Attorneys Likely to be Key - <http://tinyurl.com/3lo4fm5> (Robert Hilson)
- Navy Officers Fall Prey To The Thin Digital Line Between Personal & Professional Lives - <http://tinyurl.com/3lcty9m> (Kashmir Hill)
- Negotiating the Impact of ESI on Arbitration - <http://t.co/yKoonhg> (Albert Pearson)
- News on Victor Stanley II – Judge Garbis Affirms Amount of Judge Grimm's \$1,049,850.04 Sanction - <http://t.co/3QSPA0B> (Ralph Losey)
- Righthaven Loss: Judge Rules Reposting Entire Article Is Fair Use – <http://tinyurl.com/6257f9z> (David Kravets)
- Ruling Blocks N.Y. Realtor From Suing Over Comments on Rival's Blog - <http://t.co/fX0f74Z> (Joel Stashenko)
- Sexting is Considered Being Unfaithful, But Not Grounds for Divorce, Say Legal Experts - <http://tinyurl.com/3cue3x3> (Michelle O'Neil)
- Social Media & eDiscovery: The Water is Rising – <http://tinyurl.com/43lmfo5> (Joe Raczynski)
- Social Media Ethics, Politics, the First Amendment, and Twitter – <http://tinyurl.com/3bnmt24> (Bradley Shear)
- Streaming Early Discovery in Online Music Infringement – <http://t.co/Z9cu9Zl> (Josh Gilliland)
- When Courts Disagree - <http://t.co/3efTNTn> (Kate Paslin)
- You Have to Be Certifiable to Work in eDiscovery - <http://tinyurl.com/3kvoemf> (Doug Austin)

Reports and Resources

- Accounting for the Costs of Electronic Discovery (PDF) <http://t.co/hvSJkBN> (David Degnan)
- An Architectural View of Security for Cloud (PDF) <http://tinyurl.com/3zzvftc> (The Open Group)
- Antitrust Division Policy Guide to Merger Remedies (PDF) <http://tinyurl.com/3rbm2gd> (U.S. Department of Justice)
- Cloud E-mail Archiving Market to Grow 36.2% Through 2014 – <http://tinyurl.com/3u4md9d> (Marketwire)
- eDiscovery Basics: Preservation of ESI, Part 2 – <http://tinyurl.com/3o48mv2> (Gibson Dunn)
- Facing the Future in the 2011 In-House Tech Survey – <http://t.co/HHFlxW2> (Alan Cohen)
- IT Cloud Services Spending to Reach \$72.9 Billion in 2015: IDC Report - <http://tinyurl.com/3txp9df> (Nathan Eddy)
- Litigation Management Survey Identifies Trend Toward Bolder People and Technology Investments - <http://tinyurl.com/3onfvr6> (Business Wire)
- Meet and Confer Planning: Scoping Data and Resources – <http://t.co/l8DjZPb> (Orange Legal Technologies)
- One of Many Tools for Estimating the Cost of eDiscovery - Electronic Discovery Pricing Estimator - <http://t.co/1D8biw2> (Orange Legal Technologies)
- Probabilistic Latent Semantic Analysis - <http://tinyurl.com/3dpx29a> (Thomas Hoffman)
- The Futures Report 2011 – Global Futures and Foresight Analysis – <http://tinyurl.com/44yqqfz> (Steria)
- Research – To Move or Not To Move: The Economics of Cloud Computing - <http://t.co/KuuVIM4> (Chul, Uргаonkar, Sivasubramaniam)
- Updated eDiscovery Case Law Digest and Reading List – <http://t.co/l8CkFA6> (Peg Duncan)
- What Happens if the Loser Has to Pay eDiscovery Costs? <http://t.co/DU6iuu7> (Leonard Deutchman)

Technology and Tactics

- 6 Ways to Make Your Next IT Audit a Success – <http://tinyurl.com/3rh5shx> (B&L Blog)
- 82% of Conversations Word of Mouth Reputation are Face-to-Face - <http://t.co/HsLYGJC> (Kevin O'Keefe)
- An ECM Perspective on ERM: Your Pendant for Over Retaining is Costing You - <http://t.co/3wkJ99z> (Susan Goodman)
- An Update on Cloud Service Provider Controls – <http://tinyurl.com/3qcmqzm> (Thomas Shaw)
- Authentication Bug Briefly Makes Dropbox Password-Free – <http://tinyurl.com/3jmotyv> (Stan Schroeder)
- Cloud Computing Goes Mainstream - <http://usat.ly/j06a9d> (Kim Komando)
- Content Analytics Uses: Sentiment Analytics, eDiscovery and More - <http://t.co/Vds4Fhe> (Jeff Kelly)
- Decisions to Make When Deploying an On-Premise Exchange Server - <http://tinyurl.com/3nnqjdi> (Paul Mah)
- EFF Urges Supreme Court to Block Law That Erodes Public Domain – <http://tinyurl.com/3ky9zdy> (EFF)
- F.B.I. Seizes Web Servers, Knocking Sites Offline – <http://tinyurl.com/5v8tjen> (Verne Kopytoff)
- Finding Hidden Data and Metadata in Office Documents for eDiscovery - <http://t.co/uw94Yw> (Bill Tolson)
- ICANN Approves Nearly Unlimited Domain Names – <http://tinyurl.com/5rtzdbq> (AP)
- Lawmakers Get Serious About Limiting Location Data Use – <http://t.co/k5CwV2a> (Lora Bentley)
- Mainstream Tech Players Could Flock to Legal Field – <http://t.co/jWC8LKL> (Evan Koblentz)
- Malaysia to Establish New Government Department for Personal Data Protection - <http://tinyurl.com/634lwjc> (Hunton Williams)
- Sega Reveals Data Breach Affecting 1.3 Million Users – <http://usat.ly/l9SBAO> (Brett Molina)
- The Cost of Open Source in eDiscovery - <http://t.co/hqZimq5> (Sean Doherty)
- The Real Power of Open-Source - <http://tinyurl.com/3nctpmf> (Enrico Pagtakhan)
- U.K. IT Directors Discuss Challenges of Social Media – <http://tinyurl.com/3gkzluz> (Legal Week)
- US Technology: The Cloud has a Silver Lining – <http://tinyurl.com/3kq5zru> (Paul Taylor)

Twitter Hashtags of the Week

- [#eDiscovery](#)
- [#eDisclosure](#)
- [#ILTA11](#)

Vendor Views

Industry Landscape

- Autonomy Says Recovery Continues in First Half – <http://tinyurl.com/3kz57zq> (Reuters)
- Daegis Delivers Tailored eDiscovery Services to Leading Healthcare Diagnostics Company - <http://tinyurl.com/3p7or44> (Business Wire)
- Dell Should Buy CommVault Sooner Than Later: Analyst – <http://tinyurl.com/64wfv9t> (IB Times)
- Digital WarRoom™ WorkGroup Debuts: In-house E-discovery for Law Firms and Corporations - <http://tinyurl.com/3ozbqey> (PRWeb)
- Down Under: Kroll Ontrack Encourages Caution for New Financial Year IT Deployments - <http://tinyurl.com/6ztg35k> (CFO World)
- eDiscovery Goes Mainstream - <http://tinyurl.com/4yypq62> (Hilary McQuaide)
- eDiscovery Industry Celebrates new Partnership between LightSpeed and Venio Systems - <http://tinyurl.com/3bl9jla> (MMD Newswire)
- Edox Implements Nuix eDiscovery Software to Improve Speed of Processing on Large Datasets - <http://tinyurl.com/3perhzp> (Business Wire)
- Gallivan Gallivan & O'Melia Partner with ACEDS to Advance eDiscovery Education and Certification - <http://tinyurl.com/3me65nl>(PR Web)
- IBM Boosts Social Software Compliance - <http://t.co/eBCWdx8> (David Carr)
- IBM Escalates eDiscovery Arms Race - <http://tinyurl.com/3c5veq6> (Evan Koblentz)
- IBM Launches Smart Cloud for Disaster Recovery and Data Archive - <http://tinyurl.com/3dbxary> (Business Wire)
- iBridge Adds IPRO eCapture to Suite of eDiscovery Solutions – <http://tinyurl.com/5txwm7v> (PR Web)
- Inside Exchange 2010: Exchange Autodiscover – <http://tinyurl.com/3d9rnmw> (Ed Fisher)
- JurInnov Adding Lower-Cost E-Discovery Wares – <http://tinyurl.com/6h9q3an> (Evan Koblentz)
- kCura Joins ACEDS as Affiliate Member - <http://tinyurl.com/3ckl9ef> (ACEDS)
- Liles Parker Leverages OnDemand® for Massive eDiscovery Case - <http://t.co/olaxM2h> (PR Web)
- Nextpoint Announces Enhanced Security Provisioning in Preservation, Discovery and Trial Products - <http://bit.ly/10kk1T> (PR Log)
- New Version of EnCase eDiscovery Includes Scripting Wizard – <http://t.co/he0n5sa> (Sean Doherty)
- OneO and eDiscovery Integration and Data Transfer Risk – <http://tinyurl.com/43gplu3> (Orange Legal Technologies)
- Oracle Buys Web Management Firm FatWire – <http://tinyurl.com/3h9ljsw> (AFP)
- OrcaTec: Recommind's Actions Attempt to Bully the Marketplace – <http://bit.ly/lbPO0d> (Sharon Nelson)
- Predictive Coding Wars: Recommind Contra Mundum – <http://t.co/uFgxvVB> (Chris Dale)
- Recommind: Of Predictive Coding and Patents: <http://goo.gl/YJfJI> (Bob Tennant)
- Recommind: Through the Looking Glass (With A Dash of Hamlet) <http://tinyurl.com/42mdybc> (Sharon Nelson)
- Sonian Powering Archiving for the First Cloud-Based Novell(R) GroupWise(R) Solution - <http://tinyurl.com/3qe6abo> (Marketwire)
- Sirius XM Radio Inc. to Use Rand Secure Archive from Rand Worldwide - <http://tinyurl.com/3flkgxm> (Business Wire)
- The Recommind Patent: Reactions Roll In From Across the Industry - <http://bit.ly/lj9shX> (Bob Ambrogio)
- Unify to Announce Fiscal 2011 Fourth Quarter and Year-End Financial Results on July 6, 2011 - <http://tinyurl.com/3dg9e46> (Business Wire)
- WarRoom Document Solutions Selects InControl™ – <http://tinyurl.com/3rzbk3c> (PR Web)

eDiscovery Events

JULY

Carmel Valley eDiscovery Retreat

July 17-21, 2011
Carmel, California

Organization of Legal Professionals – Annual Conference

July 17-21, 2011
Carmel, California

AUGUST

ILTA 2011 Annual Conference

August 21-25, 2011
Nashville, TN

For Complete Events Calendar Visit: <http://www.orangelt.us/info/events/>.



About Orange Legal Technologies

OrangeLT™ is a leading provider of electronic discovery litigation, audit, and investigation services for law firms and corporations. OrangeLT™ offers a complete suite of electronic discovery services to include collection, analysis, processing, review and production of digital and paper-based information. OrangeLT™ is enabled by the OneO® Discovery Platform – an integrated, web-accessible electronic discovery platform that provides online analysis, processing, and review of unstructured data from the security of a hosted centralized repository.

- To sign up for our weekly updates, visit: <http://tinyurl.com/258nzu5>.
- For additional information on Orange Legal Technologies, visit: <http://www.orangelt.com>.